SENATE BILL No. 306

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DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-2.1-4.

Synopsis: State mandate notes. Requires the general assembly to attach a state mandate note to bills on final passage that: (1) require the expenditure of funds; or (2) affect revenues; of a school corporation or charter school. Sets forth the required elements of a state mandate note. Requires the legislative council to establish procedures for making a determination that a bill requires a state mandate note and the preparation of state mandate notes.

Effective: July 1, 2006.

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January 9, 2006, read first time and referred to Committee on Appropriations.

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~
  Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.
  Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

SENATE BILL No. 306

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 2-2.1-4 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2006]:
4 **Chapter 4. State Mandate Notes**
5 **Sec. 1. As used in this chapter, "charter school" has the meaning**
6 **set forth in IC 20-24-1-4.**
7 **Sec. 2. As used in this chapter, "school corporation" has the**
8 **meaning set forth in IC 20-18-2-16.**
9 **Sec. 3. As used in this chapter, "state mandate" means a state**
10 **initiated constitutional, statutory, or executive action that:**
11 **(1) requires a school corporation or charter school to**
12 **establish, expand, or modify the school corporation or charter**
13 **school's activities; and**
14 **(2) causes additional expenditures from state or local revenues**
15 **of the school corporation or charter school.**
16 **Sec. 4. As used in this chapter, "state mandate note" means a**
17 **document that includes the following information about a bill that**

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1 **is eligible for a vote on final passage in a house of the general**
2 **assembly:**
3 **(1) The estimated cost of the provisions of the bill for a school**
4 **corporation or charter school's first and second fiscal years**
5 **following the date the bill takes effect.**
6 **(2) A determination of whether the bill creates or enlarges a**
7 **state mandate.**
8 **(3) A determination of the manner in which the expenditures**
9 **resulting from the new or enlarged state mandate will be**
10 **funded, including the following:**
11 **(A) Appropriations of existing state or local funds.**
12 **(B) Raising new state or local revenue.**
13 **Sec. 5. (a) A house of the general assembly may not vote on the**
14 **final passage of a bill that:**
15 **(1) requires the expenditure of state or local funds of a school**
16 **corporation or charter school; or**
17 **(2) affects state or local revenues of a school corporation or**
18 **charter school;**
19 **unless a state mandate note is attached to the bill.**
20 **(b) Each house of the general assembly may provide by rule for**
21 **waiving the requirements of subsection (a) under conditions**
22 **specified in the rule.**
23 **Sec. 6. The legislative council shall establish procedures for the**
24 **following:**
25 **(1) Making a determination that a bill requires a state**
26 **mandate note.**
27 **(2) Preparation of state mandate notes.**
28 SECTION 2. [EFFECTIVE JULY 1, 2006] **IC 2-2.1-4, as added by**
29 **this act, applies to bills introduced during the 2007 and subsequent**
30 **legislative sessions.**